## *THE GEORGE WASHINGTON LAW REVIEW*

### Volume 32

### LEADING ARTICLES

### By Title


| | | Page |
|---|---|---|
| A Businessman Looks at the Law | *James O. Wright* | 1 |
| Civil Incompetency in the District of Columbia | *Elyce H. Zenoff* | 243 |
| Conflict of Interest: One Aspect of Congress' Problems | *Linda K. Lee* | 970 |
| Congressional Government: Legislative Power v. Democratic Processes | *Arnold A. Rogow* and *Janis Yvonne Temple* | 947 |
| Editorials and Controversy: The Broadcaster's Dilemma | *John Paul Sullivan* | 719 |
| The Full Faith and Credit Clause: An Instrument for Resolution of Intranational Conflicts Problems | *David E. Seidelson* | 554 |
| The Government Contract System as a Problem in Public Policy | *Carl F. Stover* | 701 |
| The Growing Concern with the Legislative Process | *Hon. Clifford P. Case* | 929 |
| Hearsay in Administrative Hearings | *Kenneth Culp Davis* | 689 |
| Indian Hunting and Fishing Rights | *Charles A. Hobbs* | 504 |
| The Joint Committee on Atomic Energy: A Model for Legislative Reform? | *Harold P. Green* | 932 |
| The Need for Standards in Renegotiation and Other Determinations of Defense Profits | *Sumner Marcus* | 23 |
| The Oklahoma Furniture Case: New Shadings in the Gray Area of Motor Carrier Regulation | *Herman B. J. Weckstein* and *Donald T. Weckstein* | 533 |
| One Year's Experience: Current and Potential Impact of the Housing Order | *Martin E. Sloane* | 457 |
| Programming Diversity in Proposals for New Broadcast Licenses | *Norman E. Jorgensen, Louis Schwartz,* and *Robert A. Woods* | 769 |
| Protection of United States Investments Abroad: The Investment Guarantee Program of the United States Government | *William O. Miller* | 288 |
| Public Contracts of the United Kingdom: A Comparative Survey and Introduction | *John Whelan* | 82 |
| Real Estate Investment Trusts Under the Internal Revenue Code of 1954: Proposals for Revision | *John K. MacDonald* | 808 |
| Recent Independent Producer Certificate Cases: The "Suspect Order" Rule | *Joseph W. Morris* | 489 |
| The Rice Doctrine and the Ripple Effects of Changes | *Joel P. Shedd, Jr.* | 62 |
| The Soviet State of the Entire People—Non-Marxist "Living Marxism" | *Bernard A. Ramundo* | 315 |
| Stalemate in 'Major' Disputes Under the Railway Labor Act—The President and Congress | *Nathan Siegel* and *Mary Lawton* | 8 |
| Survey of the Expanded Exclusionary Rule | *Peter H. Wolf* | 193 |
| The Task of an Administrative Conference | *Robert Kramer* and *Arthur Selwyn Miller* | 169 |
| United States Tax Policy with Respect to Less Developed Countries | *Richard Kuhn* | 261 |
| The Zionist-Israel Juridical Claims to Constitute "The Jewish People" Nationality Entity and to Confer Membership in It: Appraisal in Public International Law | *W. T. Mallison, Jr.* | 983 |


### By Author


| | | |
|---|---|---|
| Case, Clifford P., Hon.—*The Growing Concern with the Legislative Process* | | 929 |
| Davis, Kenneth Culp—*Hearsay in Administrative Hearings* | | 689 |

Page

Green, Harold P.—*The Joint Committee on Atomic Energy: A Model for Legislative Reform* ..... 932
Hobbs, Charles A.—*Indian Hunting and Fishing Rights* ..... 504
Jorgensen, Norman E., Louis Schwartz, and Robert Woods—*Programming Diversity in Proposals for New Broadcast Licenses* ..... 769
Kramer, Robert and Arthur Selwyn Miller—*The Task of an Administrative Conference* ..... 169
Kuhn, Richard—*United States Tax Policy with Respect to Less Developed Countries* ..... 261
Lawton, Mary and Nathan Siegel—*Stalemate in 'Major' Disputes Under the Railway Labor Act—The President and Congress* ..... 8
Lee, Linda K.—*Conflict of Interest: An Aspect of Congress' Problems* ..... 970
MacDonald, John K.—*Real Estate Investment Trusts Under the Internal Revenue Code of 1954: Proposals for Revision* ..... 808
Mallison, W. T., Jr.—*The Zionist-Israel Juridical Claims to Constitute "The Jewish People" Nationality Entity and to Confer Membership in It: Appraisal in Public International Law* ..... 983
Marcus, Sumner—*The Need for Standard in Renegotiation and Other Determinations of Defense Profits* ..... 23
Miller, Arthur Selwyn and Robert Kramer—*The Task of an Administrative Conference* ..... 169
Miller, William O.—*Protection of United States Investments Abroad: The Investment Guarantee Program of the United States Government* ..... 288
Morris, Joseph W.—*Recent Independent Producer Certificate Cases: The "Suspect Order" Rule* ..... 489
Ramundo, Bernard A.—*The Soviet State of the Entire People—Non-Marxist "Living Marxism"* ..... 315
Rogow, Arnold A. and Janis Yvonne Temple—*Congressional Government: Legislative Power v. Democratic Processes* ..... 947
Schwartz, Louis, Jorgensen, Norman E. and Robert A. Woods—*Programming Diversity in Proposals for New Broadcast Licenses* ..... 769
Seidelson, David E.—*The Full and Faith Credit Clause: An Instrument for Resolution of Intranational Conflicts Problems* ..... 554
Shedd, Joel P.—*The Rice Doctrine and the Ripple Effects of Changes* ..... 62
Siegel, Nathan and Mary Lawton—*Stalemate in 'Major' Disputes Under the Railway Labor Act—The President and Congress* ..... 8
Sloane, Martin E.—*One Year's Experience: Current and Potential Impact of the Housing Order* ..... 457
Stover, Carl F.—*The Government Contract System as a Problem in Public Policy* ..... 701
Sullivan, John Paul—*Editorials and Controversy: The Broadcaster's Dilemma* .. 719
Temple, Janis Yvonne and Arnold A. Rogow—*Congressional Government: Legislative Power v. Democratic Processes* ..... 947
Weckstein, Donald T. and Herman B. J. Weckstein—*The Oklahoma Furniture Case: New Shadings in the Gray Area of Motor Carrier Regulation* ..... 533
Weckstein, Herman B. J. and Donald T. Weckstein—*The Oklahoma Furniture Case: New Shadings in the Gray Area of Motor Carrier Regulation* .. 533
Whelan, John—*Public Contracts of the United Kingdom: A Comparative Survey and Introduction* ..... 82
Wolf, Peter H.—*A Survey of the Expanded Exclusionary Rule* ..... 193
Woods, Robert A., Jorgensen, Norman E., and Louis Schwartz—*Programming Diversity in Proposals for New Broadcast Licenses* ..... 769
Wright, James O.—*A Businessman Looks at the Law* ..... 1
Zenoff, Elyce H.—*Civil Incompetency in the District of Columbia* ..... 243

## NOTES

Contract by Regulation ..... *John Cibinic, Jr.* 111
Copyrights and the Common Market ..... *Stan C. Kaiman* 365
The Developing Criteria for Judicial Review of Complaints of Religious Discrimination by Black Muslim Prisoners ..... *Dulcey A. Brown* 1124

Page

The Lack of Discovery in Federal Communications Commission Proceedings —An Exercise in the Denial of Basic Fairness.....*John M. Stokes* 328
Peripheral Definition Theory v. Central Definition Theory in Patent Claims Interpretation: A Survey of the Federal Circuits.....*J. Dennis Malone* and *Richard L. Schmalz* 609
Reciprocity-Antitrust Violation by Natural Reaction.....*Martin E. Goldstein* 832
State "Buy America" Policies–One Vice, Many Voices....*Henry A. Berliner* 584
Truth in Lending?–A Viable Subject.....*Thomas L. Steffen* 861
United States v. Bianchi–The *Wunderlich* Cycle Again...*James A. Williams* 118
Wesberry v. Sanders: Deep in the Thicket–*W. Theodore Pierson, Jr.* and *Alvin Capp* ..... 1076

## BOOK REVIEWS

deGrazia, Essays on Apportionment and Representative Government.....*Reviewer: Robert E. Goostree* 1158
Drinan, Religion, The Courts and Public Policy.....*Reviewer: John Norton Moore* 670
Goldfarb, The Contempt Power.....*Reviewer: William M. Beaney* 1162
Hacker, Congressional Districting: The Issue of Equal Representation.....*Reviewer: Robert E. Goostree* 1158
Hudon, Freedom of Speech and Press in America.....*Reviewer: Paul G. Kauper* 156
Hyneman, The Supreme Court on Trial....*Reviewers: Nathan D. Grundstein* 445
*David Fellman* ..... 446
Internationales Kolloquium vernastaltet vom Max-Planck-Institut fur auslandisches offentiches Recht and Volkerrecht, Constitutional Review in the World Today .....*Reviewer: Hugo J. Hahn* 161
Kofmehl, The Professional Staffs of Congress.....*Reviewer: Judith Ann Heimlich* 1159
Kurland, The Supreme Court Review.....*Reviewer: Arthur S. Miller* 1154
McDougal & Burke, The Public Order of the Oceans: A Contemporary International Law of the Sea.....*Reviewer: Edward T. Kenny* 676
Metzger, International Law, Trade and Finance–Realities and Prospects.....*Reviewer: John J. Czyzak* 436
Netherton, Control of Highway Access.....*Reviewer: David Stahl* 919
Organization for Economic Cooperation and Development, Guide to Legislation on Restrictive Business Practices.....*Reviewer: Harlan M. Blake* 922
Rado, United States Taxation of Foreign Investments–The New Approach .....*Reviewer: Joseph H. Guttentag* 439
Wohlfarth, Everling, Glaesner, and Sprung, Die Europaische Wirtschafatsgemeinschaft.....*Reviewer: Hugo J. Hahn* 443

## TABLE OF RECENT CASES

Central Retailer-Owned Grocers, Inc. v. FTC..... 663
Darlington Manufacturing Co. v. NLRB..... 904
Ex Parte Frohardt..... 1141
In re Gastown, Inc..... 913
Gibson v. Florida Legislative Investigation Committee..... 139
Houston Chapter, Associated General Contractors of America, Inc..... 647
Hyser v. Reed..... 393
Italia Societa per Azioni di Navigazione v. Oregon Stevedoring Co., Inc..... 893
King v. Mister Maestro, Inc..... 1148
Local 100 of Journeymen & App. v. Borden Local 207, Int'l Ass'n of Bridge, Structural, & Ornamental Iron Workers Union v. Perko..... 402
NLRB v. Brown..... 407
In re Palmquist..... 656
In re Papesch..... 423
Pearson v. Northeast Airlines, Inc..... 132
Reiner v. United States..... 898

| | Page |
|---|---|
| Schneider v. Rusk | 381 |
| Sherbert v. Verner | 387 |
| Ex Parte Siebring | 651 |
| Simkins v. Moses H. Cone Mem. Hosp. | 640 |
| South Lake Farms, Inc. v. Commissioner | 1143 |
| Stiffel Co. v. Sears, Roebuck and Co. | 149 |
| Sun Oil Co. | 429 |
| United Gas Pipe Line Co. | 397 |
| United States v. City of Jackson | 375 |
| United States v. Culp | 415 |
| United States v. National Dairy Products Corp. | 126 |
| Weinstein v. Eastern Airlines, Inc. | 635 |
| In re Wilke | 145 |

*THE GEORGE WASHINGTON LAW REVIEW*

**Volume 32**

# TOPIC INDEX-DIGEST

Page

**ADMINISTRATIVE LAW**

Editorials and Controversy: The Broadcaster's Dilemma .....719
Hearsay in Administrative Hearings .....689
Lack of Discovery in Federal Communications Commission Proceedings —An Exercise in the Denial of Basic Fairness .....328
The Oklahoma Furniture Case: New Shadings in the Gray Area of Motor Carrier Regulation .....533
Programming Diversity in Proposals for New Broadcast Licenses .....769
Recent Independent Producer Certificate Cases: The "Suspect Order" Rule .....489
Stalemate in 'Major' Disputes Under the Railway Labor Act—The President and Congress .....8
The Task of an Administrative Conference .....169

**ANTITRUST**

Reciprocity—Antitrust Violation by Natural Reaction .....832

**BUSINESS**

A Businessman Looks at the Law....1

**CIVIL PROCEDURE**

Lack of Discovery in Federal Communications Commission Proceedings —An Exercise in the Denial of Basic Fairness .....328

**CONFLICT OF LAWS**

The Full Faith and Credit Clauses: An Instrument for Resolution of Intranational Conflicts Problems.....554

**CONSTITUTIONAL LAW**

The Developing Criteria for Judicial Review of Complaints of Religious Discrimination by Black Muslim Prisoners .....1124

Page

Editorials and Controversy: The Broadcaster's Dilemma .....719
The Full Faith and Credit Clause: An Instrument for Resolution of Intranational Conflicts Problems .....554
One Year's Experience: Current and Potential Impact of the Housing Order .....457
Wesberry v. Sanders: Deep in the Thicket .....1076

**COPYRIGHT**

Copyrights and the Common Market .....365

**CRIMINAL LAW**

Survey of the Expanded Exclusionary Rule .....193

**EVIDENCE**

Hearsay in Administrative Hearings .....689
Survey of the Expanded Exclusionary Rule .....193

**EXPORTS AND IMPORTS**

State "Buy American" Policies—One Vice, Many Voices.....584

**FOREIGN RELATIONS: UNITED STATES**

Protection of the United States Investments Abroad: The Investment Guarantee Program of the United States Government .....288
State "Buy American" Policies—One Vice, Many Voices .....584

**GOVERNMENT CONTRACTS**

Contract by Regulation .....111
The Government Contract System as a Problem in Public Policy .....701
The Need for Standards in Renegotiation and Other Determinations of Defense Profits .....23

Page

The Rice Doctrine and the Ripple Effects of Changes .....62
United States v. Bianchi—The *Wunderlich* Cycle Again .....118

**INDIANS**

Indian Hunting and Fishing Rights.504

**INSANITY**

Civil Incompetency in the District of Columbia .....243

**INTERNATIONAL LAW**

Copyrights and the Common Market .....365
Protection of the United States Investments Abroad: The Investment Guarantee Program of the United States Government .....288
Public Contracts of the United Kingdom: A Comparative Survey and Introduction .....82
The Soviet State of the Entire People —Non-Marxist "Living Marxism" .....315
The Zionist-Israel Juridical Claims to Constitute "The Jewish People" Nationality Entity and to Confer Membership in It: Appraisal in Public International Law .....983

**LEGISLATIVE BODIES**

Conflict of Interest: One Aspect of Congress' Problems .....970
Congressional Government: Legislative Power v. Democratic Processes..963
The Growing Concern with the Legislative Process .....929
The Joint Committee on Atomic Energy: A Model for Legislative Reform? .....948

**LOANS**

Truth in Lending?—A Viable Subject .....861

**PATENTS**

Peripheral Definition Theory v. Central Definition Theory in Patent Claim Interpretation: A Survey of the Federal Circuits .....609

**TAXATION**

Real Estate Investment Trusts under the Internal Revenue Code of 1954: Proposals for Revision .....808
United States Tax Policy with Respect to Less Developed Countries....261

**TRANSPORTATION**

The Oklahoma Furniture Case: New Shadings in the Gray Area of Motor Carrier Regulation .....533
Stalemate in 'Major' Disputes Under the Railway Labor Act—The President and Congress .....8